



Applicant's Docket No. U 015044-9

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application

of

Inventor(s)

for

Title of invention

OR

In re application of: CHEIN-SHYONG SU, et al

Serial No.: 10/784,681

Group No.: (N/A)

Filed: FEBRUARY 23, 2004

Examiner : (N/A)

For: ELECTROCHEMICAL BIOSENSOR BY SCREEN PRINTING AND METHOD  
OF FABRICATING SAME

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
WITHIN THREE MONTHS OF FILING OR  
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. 1.97(b))

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. 1.8(a)

37 C.F.R. 1.10\*

- ☒ with sufficient postage as first class mail.

☐ as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_ (mandatory)

TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

Date: April 6, 2004

JULIAN H. COHEN

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

NOTE: 37 C.F.R. 1.98(b):

- (1) Each U.S. patent listed in an information disclosure statement must be identified by inventor, patent number, and issue date.
- (2) Each U.S. patent application published listed in an information disclosure statement shall be identified by applicant, patent application publication number, and publication date.
- (3) Each U.S. application listed in an information disclosure statement must be identified by the inventor, application number, and filing date.
- (4) Each foreign patent or published foreign patent application listed in an information disclosure statement must be identified by the country or patent office which issued the patent or published the application, an appropriate document number, and the publication date indicated on the patent or published application.
- (5) Each publication listed in an information disclosure statement must be identified by publisher, author (if any), title, relevant pages of the publication, date, and place of publication.

**WARNING:** No extension of time can be had under 37 C.F.R. § 1.36 (a) or (b) for filing an IDS. 37 C.F.R. § 1.97(f).

NOTE: The "filing date of a national application" under 37 C.F.R. 1.97(b) has two possible meanings. Where the filing is a direct one to the United States Patent & Trademark office, the filing is defined in 37 C.F.R. 1.53(b) as "the date on which: (1) A specification containing a description pursuant to § 1.71 and at least one claim pursuant to § 1.75; and (2) any drawing required by § 1.81(a), are filed in the Patent and Trademark Office in the name of the actual inventor or inventors as required by § 1.41." 37 C.F.R. 1.97(b)(1). On the other hand, an international application that enters the national stage occurs when the applicant has filed the documents and fees required by 35 U.S.C. § 371(c) within the periods set forth in § 1.494 or § 1.495. 35 U.S.C. § 371(c) requires the filing of the following: (1) the national fee; (2) a copy of the international application, unless already sent by the International Bureau, and an English translation if filed in another language; (3) amendments under PCT Article 19, with a translation into English if made in another language; (4) an oath or declaration; and (5) a translation into English of any annexes to the international preliminary examination report, if such annexes were made in another language. 37 C.F.R. 1.97(b)(2).

### IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. 1.97(b).

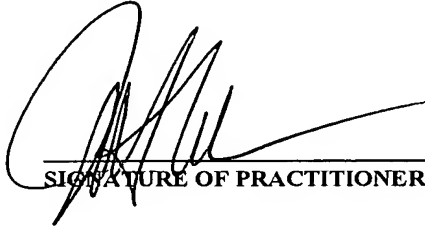
NOTE: "No certification or fee is due when the filing is made within the above time period. It is advisable to ensure that no Office action has been mailed if the disclosure statement is delayed until after three months from filing."

NOTE: "An information disclosure statement will be considered to have been filed on the day it was received in the Office, or on an earlier date of a mailing if accompanied by a properly executed certificate of mailing under 37 C.F.R. 1.8, or Express Mail certificate under 37 C.F.R. 1.10. An office action is mailed on the date indicated in the Office action." Notice of April 20, 1992 (1138 O.G. 37-41, 39).

NOTE: "The term 'national application' includes continuing applications (continuations, divisions, continuations-in-part) so three-months will be measured from the actual filing date of an application as opposed [sic] to the effective date of a continuing application." Notice of April 20, 1992 (1138 O.G. 37-41, 39).

**NOTE:** "An action on the merits means an action which treats the patentability of the claims in an application, as opposed to only formal or procedural requirements. An action on the merits would, for example, contain a rejection or indication of allowability of a claim or claims rather than just a restriction requirements (37 C.F.R. 1.142) or just a requirement for additional fees to have a claim considered (37 C.F.R. 1.16(d)). Thus, if an application was filed on Jan. 1 and the first Office action on the merits was not mailed until six months later on July 1, the examiner would be required to consider any proper information disclosure statement filed prior to July 1." Notice of April 20, 1992 (1138 O.G. 37-41, 39).

**WARNING:** "A petition for suspension of action to allow applicant time to submit an information disclosure statement will be denied as failing to present good and sufficient reasons, since 37 C.F.R. 1.97 provides adequate recourse for the timely submission of prior art for consideration by the examiner." Notice of July 6, 1992 (1141 O.G. 63).



---

SIGNATURE OF PRACTITIONER

JULIAN H. COHEN

(type or print name of practitioner)

LADAS & PARRY

P.O. Address

26 WEST 61<sup>ST</sup> STREET  
NEW YORK, N.Y. 10023

Reg. No. 20,302

Tel. No.: (212)708-1887

Customer No.: 00140



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: CHEIN-SHYONG SU, et al

Serial No.: 10/784,681

Group No.: (N/A)

Filed: FEBRUARY 23, 2004

Examiner : (N/A)

For: ELECTROCHEMICAL BIOSENSOR BY SCREEN PRINTING AND METHOD  
OF FABRICATING SAME

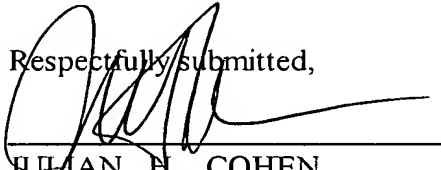
Attorney Docket No.: U 015044-9

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

**INFORMATION DISCLOSURE STATEMENT**

We draw the attention of the Examiner to the attached references some of which are considered in the specification which are also listed on the attached form PTO-1449.

Respectfully submitted,

  
JULIAN H. COHEN  
LADAS & PARRY  
26 WEST 61<sup>ST</sup> STREET  
NEW YORK, NEW YORK 10023  
REG.NO.20,302(212)708-1887

**CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.10**

*(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. Section 1.8(a)

37 C.F.R. Section 1.10

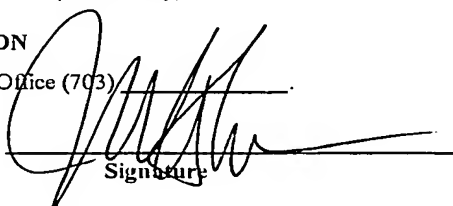
☒ with sufficient postage as first class mail.

☐ as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_  
(mandatory)

**TRANSMISSION**

☐ facsimile transmitted to the Patent and Trademark Office (703) \_\_\_\_\_

Date: April 6, 2004

  
Signature

JULIAN H. COHEN

*(type or print name of person certifying)*

*\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.*

FORM PTO-1449

U. S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

SERIAL NO.

U 015044-9

10/784,681

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(Use several sheets if necessary)

## APPLICANT

Chein-Shyong SU et al.

FILING DATE

GROUP

02/23/2004

## REFERENCE DESIGNATION

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	FILING DATE IF APPROPRIATE
	AA	5,120,420	06/1992	Nankai et al.	
	AB	5,437,999	08/1995	Diebold et al.	
	AC	5,565,085	10/1996	Ikeda et al.	
	AD	5,658,443	08/1997	Yamamoto et al.	
	AE	5,779,867	07/1997	Shieh	
	AF	5,922,188	07/1999	Ikeda et al.	
	AG	5,997,817	12/1999	Crismore et al.	
	AH	6,129,823	10/2000	Hughes et al.	
	AI	6,207,000	3/2001	Schwobel et al.	

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION	
					YES	NO
	AJ	268095		TW		X
	AK	416005	12/2000	TW		X
	AL	475983	02/2002	TW		X
	AM	548095	08/2003	TW		X
	AN					

## OTHER ART (Including Author, Title, Date, Pertinent Dates, Etc.)

	AO	Taiwanese Patent 268095, dated
	AP	Taiwanese Patent 416005, dated December 21, 2000
	AQ	Taiwanese Patent 475983, dated February 11, 2002
	AR	Taiwanese Patent 548095, dated August 21, 2003
	AS	Product Descriptions "Bayer Glucometer Elite XL", <a href="http://www.sugarcats.net/sites/harry/meter.html">www.sugarcats.net/sites/harry/meter.html</a> , dated October 23, 2001

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449

U. S DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEINFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(Use several sheets if necessary)

ATTY. DOCKET NO.

SERIAL NO.

U 015044-9

10/784,681

APPLICANT

Chein-Shyong SU et al.

FILING DATE

GROUP

02/23/2004

## REFERENCE DESIGNATION

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	FILING DATE IF APPROPRIATE
	AA	6,258,229	7/2001	Winarta et al.	
	AB	6,258,254	7/2001	Miyamoto et al.	
	AC	6,299,757	10/2001	Feldman et al.	
	AD	6,309,526	10/2001	Fujiwara et al.	
	AE	6,338,790	1/2002	Feldman et al.	
	AF	6,416,641	7/2002	Ikeda et al.	
	AG	6,547,954	4/2003	Ikeda et al.	
	AH	6,599,407	7/2003	Taniike et al.	
	AI				

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION	
					YES	NO
	AJ					
	AK					
	AL					
	AM					
	AN					

## OTHER ART (Including Author, Title, Date, Pertinent Dates, Etc.)

	AO	
	AP	
	AQ	
	AR	
	AS	

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.